THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 18918 of 1997

Dated: 01.03.2007

Between:

A. Kalavathy

… Petitioner

AND

The Computer Maintenance Corporation Ltd., (CMC)
CMC Centre, Gachi Bowli, Hyderabad & others.

… Respondents

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 18918 of 1997

ORDER:-

This writ petition is filed against a Computer Maintenance Corporation (CMC) and the Union of India questioning their action in not appointing the petitioner as Software Engineer as illegal and arbitrary.

Sri S. Ramesh, learned counsel representing Sri C.R.Sridharan submitted that in pursuance of the minutes of 129th meeting of the Board of Directors of CMC Limited held on 16.10.2001, 51% of the shares held by the Government of India in CMC Limited were sold to Tata Sons Limited and that since the year 2001, CMC is under the management of Tata Sons.

Since learned counsel for the petitioner is not present to controvert this fact and accepting the submission of the learned counsel for the respondents, the writ petition is dismissed, in view of the fact that CMC, which is under the management of Tata Sons, cannot be maintained as the company no longer answers the description of the State or its instrumentalities within the meaning of Article 12 of the Constitution of India. No costs.

C.V. NAGARJUNA REDDY, J

Date: 01.03.2007
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